

3613

HDFL B/21 based on PTO/SB/21 (08-00)

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<b>PIPE TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing) FEB 25 2002 PATENT & TRADEMARK OFFICE	Application Number	09/778,455	
	Filing Date	February 7, 2001	
	First Named Inventor	Koenraad Reybrouck et al.	
	Group Art Unit	3613	
	Examiner Name	Benjamin A. Pezzlo	
Total Number of Pages in This Submission	4	Attorney Docket Number	1316N-001654

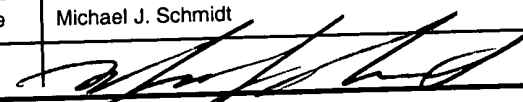
ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) ____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <p style="text-align: center;">postcard</p>
Remarks	The Commissioner is hereby authorized to charge any additional fees that may be required under 37 CFR 1.16 or 1.17 to Deposit Account No. 08-0750. A duplicate copy of this sheet is enclosed.	

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm or Individual name	Harness, Dickey & Pierce, P.L.C.	Attorney Name	Michael J. Schmidt
		Reg. No.	34,007
Signature			
Date	Feb 14, 2002		

CERTIFICATE OF MAILING/TRANSMISSION			
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on the date indicated below.			
Typed or printed name	Michael J. Schmidt	Date	Feb 14, 2002
Signature			



PATENT

2/6/02  
4/Elec  
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2/14/02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 09/778,455  
Filing Date: February 7, 2001  
Applicant: Koenraad Reybrouck  
Group Art Unit: 3613  
Examiner: Benjamin A. Pezzlo  
Title: Frequency Dependent Damper  
Attorney Docket: 1316N-001654

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GROUP 3600

Hon. Commissioner of Patents and Trademarks  
Washington, D.C. 20231

RESPONSE TO ELECTION OF SPECIES

Sir:

In response to the Office Action mailed January 24, 2002, Paper No. 3, please consider the following.

The Examiner has required an election of species pursuant to 35 U.S.C. § 121 to one of the following patentably distinct species:

- I. Figure 3
- II. Figure 5

Applicant, without traverse, respectfully requests the Examiner to proceed with Species I shown in Figure 3. Applicant believes that Claims 1-7, 10-15, 18-24 and 27 read on the elected species and that Claims 1-5 are generic. Applicant requests that

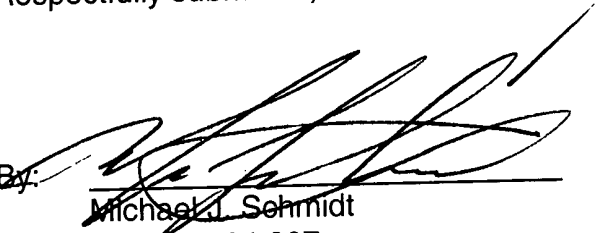
the non-elected Claims be held in abeyance for possible rejoinder and/or further prosecution in future divisional and/or continuation applications.

### CONCLUSION

It is believed that a full and complete response has been made to the outstanding Office Action, and as such, the present application is in condition for allowance. Thus, prompt and favorable consideration of this Response is respectfully requested. If the Examiner believes that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at (248) 641-1600.

Respectfully submitted,

Dated: FEB 14, 2002  
HARNES, DICKEY & PIERCE, P.L.C.  
P.O. Box 828  
Bloomfield Hills, MI 48303  
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By:   
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